

Sean P. Nalty (SBN 121253)
sean.nalty@ogletreedeakins.com
OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
Steuart Tower, Suite 1300
One Market Plaza
San Francisco, CA 94105
Telephone: 415.442.4810
Facsimile: 415.442.4870

Attorneys for Defendants
SUN LIFE ASSURANCE COMPANY OF CANADA
AND CROWLEY HOLDINGS INC. EMPLOYEE
BENEFIT PLAN

Robert J. Rosati (SBN 112006)
robert@erisalg.com
Thornton Davidson (SBN 166487)
thornton@erisalg.com
ERISA LAW GROUP
2055 San Joaquin Street
Fresno, CA 93721
Telephone: 559.256.9800
Facsimile: 559.256.9800

Attorneys for Plaintiff KAREN KNIPPING

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

KAREN KNIPPING

Plaintiff,

v.

CROWLEY HOLDINGS, INC., EMPLOYEE
BENEFIT PLAN; SUN LIFE ASSURANCE
COMPAY OF CANADA

Defendants.

Case No. 13-02474-RS

SECOND STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME FOR
DEFENDANTS TO ANSWER COMPLAINT

Complaint Filed: June 3, 2013
Trial Date:
Judge: Hon. Richard Seeborg

1 Plaintiff Karen Knipping ("plaintiff") and defendants Sun Life Assurance Company of
2 Canada and the Crowley Holding Inc. Employee Benefit Plan ("defendants") (collectively "the
3 Parties") hereby stipulate as follows:

4 **STIPULATION**

5 The Parties previously agreed that defendants could have an extension of time to August 1,
6 2013, to answer Plaintiff's Complaint for Declaratory Relief for LTD Benefits ("the Complaint").
7 Recently, counsel in this matter had productive discussions about settlement of this matter and
8 have agreed to try to resolve this matter within the next 30 days. The Complaint is long and
9 complex and the parties agree that the possibility of settlement will be enhanced if defendants do
10 not have to spend the time and resources drafting the answer to the complaint. Defendants want to
11 focus on settlement.

12 Accordingly the Parties hereby stipulate that defendants have until Monday, September 2,
13 2013 to file an answer in this matter.

14 The parties also recognize that this matter cannot linger. There is a Case Management
15 Conference scheduled for October 3, 2013. This extension will not impact the Case Management
16 Conference or the Parties' preparation for the conference.

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28 //

1 IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.
2

3 DATED: July 30, 2013

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

5 BY: /s/ Sean P. Nalty
Sean P. Nalty

6
7 Attorneys for Defendants
8 SUN LIFE ASSURANCE COMPANY OF
CANADA & CROWLEY HOLDINGS, INC.
9 EMPLOYEE BENEFIT PLAN

10 DATED: July 30, 2013

ERISA LAW GROUP

11
12 By: /s/ Robert J. Rosati
Robert J. Rosati
13 Thornton Davidson

14 Attorneys for Plaintiff KAREN KNIPPING

15 **ATTESTATION**

16 Pursuant to General Order 45(X), I attest that concurrence in the filing of this document has
17 been obtained from the other signatory.

18 Dated: July 30, 2013

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART

19
20 By: /s/ Sean P. Nalty
Sean P. Nalty

21 Attorneys for Defendants
22 SUN LIFE ASSURANCE COMPANY OF
23 CANADA & CROWLEY HOLDINGS, INC.
24 EMPLOYEE BENEFIT PLAN
25
26
27
28

ORDER

Based on the stipulation of the Parties stated above, and Good Cause appearing therefore, defendants have until September 2, 2013 to answer the Complaint in this matter.

DATED: 7/31/13



Honorable Richard Seeborg
United States District Court Judge

15590117.1